

LAW OFFICE OF IRENE KARBELASHVILI

Irene Karbelashvili, State Bar Number 232223
Irakli Karbelashvili, State Bar Number 302971
12 South First Street, Suite 413
San Jose, CA 95113
Telephone: (408) 295-0137
Fax: (408) 295-0142

Attorneys for RICHARD C. HENNING, Plaintiff

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

RICHARD C. HENNING)	Case No. 4:15-cv-04596-KAW
)	
Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER DISMISSING ACTION
vs.)	WITH PREJUDICE AGAINST
)	DEFENDANT CFEP PRUNEYARD
CFEP PRUNEYARD LLC, a Delaware)	LLC; AND RESERVATION OF
Limited Liability Company; LE)	RIGHTS AGAINST CO-
BOULANGER, INC., a California)	DEFENDANT LE BOULANGER,
corporation, d/b/a BOULANGER; and DOES)	INC.
1-10 inclusive,)	
)	
Defendants.)	
)	

STIPULATION

Plaintiff RICHARD C. HENNING (“Plaintiff”) and Defendant CFEP PRUNEYARD, LLC, a Delaware limited liability company (“Defendant”), by and through their respective attorneys of record, stipulate as follows:

1. Plaintiff’s complaint in the above entitled action shall be dismissed with prejudice against Defendant.
2. The Court will retain jurisdiction to enforce the terms of the parties’ CONSENT DECREE (Dkt. 38).
3. The parties shall bear their own attorney fees and costs in this action.
4. Plaintiff and Defendant LE BOULANGER, INC. have reached a preliminary

1 settlement but have not yet signed a settlement agreement. Plaintiff reserves his rights
2 against Co-Defendant LE BOULANGER, INC.

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4 Dated: September 30, 2016

/s/ Irakli Karbelashvili

Irakli Karbelashvili, Attorney for Plaintiff
Richard C. Henning

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7 Dated: September 30, 2016

/s/ Edward Garcia

Edward Garcia, Attorney for Defendant
CFEP Pruneyard, LLC

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13 **FILER'S ATTESTATION**

14 I hereby attest that I, Irakli Karbelashvili, received the concurrence of Defendant's
15 counsel in filing of this document.

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17 /s/ Irakli Karbelashvili

Irakli Karbelashvili

[PROPOSED] ORDER

Having reviewed the above stipulation for dismissal by Plaintiff RICHARD C. HENNING on the one hand and Defendant CFEP PRUNYEARD, LLC, on the other hand, IT IS HEREBY ORDERED that:

1. This action shall be dismissed with prejudice against Defendant CFEP PRUNYEARD, LLC only.
2. The Court will retain jurisdiction to enforce the terms of the parties' CONSENT DECREE (Dkt. 38).
3. The parties shall bear their own attorney fees and costs in this action.
4. Plaintiff reserves his rights against Co-Defendant LE BOULANGER, INC.

Dated: 10/6/16


United States Magistrate Judge